

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
CORPUS CHRISTI DIVISION**ENTERED**

July 03, 2025

Nathan Ochsner, Clerk

JESUS SOLIZ,

Plaintiff,

V.

BOBBY LUMPKIN, *et al.*,

Defendants.§
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CIVIL ACTION NO. 2:24-CV-00260

ORDER ADOPTING MEMORANDUM AND RECOMMENDATION

Before the Court is Magistrate Judge Mitchel Neurock's Memorandum and Recommendation ("M&R"). (D.E. 25). The M&R recommends that the Court dismiss this action without prejudice under Federal Rule of Civil Procedure 41(b) for failure to prosecute or comply with court orders. *Id.* at 1–2.

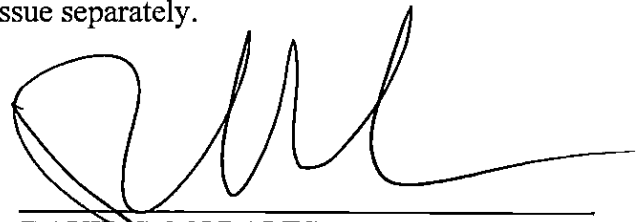
The parties were provided proper notice of, and the opportunity to object to, the Magistrate Judge's M&R.¹ *See* 28 U.S.C. § 636(b)(1); FED. R. CIV. P. 72(b); General Order No. 2002-13. No objection has been filed. When no timely objection has been filed, the district court need only determine whether the Magistrate Judge's M&R is clearly erroneous or contrary to law. *United States v. Wilson*, 864 F.2d 1219, 1221 (5th Cir. 1989) (*per curiam*); *Powell v. Litton Loan Servicing, L.P.*, No. 4:14-CV-02700, 2015 WL 3823141, at *1 (S.D. Tex. June 18, 2015) (Harmon, J.) (citation omitted).

Having carefully reviewed the proposed findings and conclusions of the Magistrate Judge, the filings of the parties, the record, and the applicable law, and finding that the M&R is not clearly

¹ Plaintiff's mail was returned as undeliverable. (D.E. 27). This mail was sent to Plaintiff's most up-to-date address. *See* (D.E. 12) (last notice of address change); (D.E. 27, p. 2) (certified mail receipt listing address where M&R was mailed). Since then, the Court has waited an appropriate amount of time for an updated address. As a party, Plaintiff is required to keep the Court apprised of his current address at all times and has failed to do so.

erroneous or contrary to law, the Court **ADOPTS** the M&R in its entirety. (D.E. 25). Accordingly, the Court **DISMISSES** Plaintiff's claims **without prejudice** for failure to prosecute or comply with court orders. (D.E. 1). A final judgment will issue separately.

SO ORDERED.

A handwritten signature in black ink, appearing to read 'DM', is written over a horizontal line.

DAVID S. MORALES
UNITED STATES DISTRICT JUDGE

Signed: Corpus Christi, Texas
July 3rd, 2025